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DOCKET NO.: 58600-8197.US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Harbury, P. *et al.*

SERIAL NO.: 09/421,422

FILED: October 19, 1999

FOR: DNA-TEMPLATED COMBINATORIAL
LIBRARY CHEMISTRY

EXAMINER: Tomas Friend

ART UNIT: 1627

AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This amendment is in response to the Office Action mailed April 5, 2002 in the above-identified application.

REMARKS

Reconsideration of the rejections set forth in the Office Action dated April 5, 2002 is respectfully requested. Applicants petition the Commissioner for a 3-month extension of time. A separate petition accompanies this amendment. Claims 1-10 are currently under examination.

I. Rejection Under 35 U.S.C. §§101 and 112, first paragraph

Claims 1-10 were rejected under 35 U.S.C. 101 as not being supported by either a specific asserted utility or a well established utility. Claims 1-10 were also rejected under 35 U.S.C. §112, first paragraph, because one skilled in the art would not know how to use the claimed invention.

According to the Utility Examination Guidelines published by the USPTO, if "the applicant has asserted that the claimed invention is useful for any particular practical purpose...and the

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